



CASE/INCIDENT REPORT
NORTH DAKOTA HIGHWAY PATROL

HQ ONLY:	
Date:	Reviewed By:

Case No. 2011002576

900 - Case

Employee: 267 - Nelson, Travis A.		Accidents:	Incidents:
Date/Time: 03/25/2011 00:16	District: 2 - Northeast Region		
Status: Reviewed 11/04/2015 Routine			
Additional Officers:			

Highway: 29	Ref Point: 126.50	County: 18	County Road:	Township:	Range:	Node:	Other Location: NB Median
Special Program:							

Name: Angle, Kurt Steven		Address: [REDACTED]		Height: 5' 11"	Weight: 240	Race: White
SSN/OLN: [REDACTED]	OLN State: PA			Hair Color:		Eye Color: Green
Date of Birth: [REDACTED]	Sex: Male	City: Coraopolis	State: PA	Zip Code: 15108	Home Telephone: [REDACTED]	Work Telephone:
Involvement: 700 - Driver		Other Information:				Cell Telephone:
						Fax No:

390801 B Misdemeanor Drove or in actual physical control of a motor vehicle while under the influence of alcohol or drugs and/or with AC of .08 or greater and/or

On the above date at 0012 I received a call from state radio of a vehicle that was in the median. The reporting party stated a man was in the car and wouldn't come out. I arrived on scene at 0016. I saw a red Dodge Durango, ND plate JLD550, in the median and a male was behind the wheel. I walked down to the driver and he told me he hit a patch of ice and went into the ditch and can't get out. I identified the driver as Kurt Angle by his PA issued DL. Kurt told the vehicle was a rental and provided me with the rental contract. While talking with Kurt I could smell an odor of an alcoholic beverage coming from him and his eyes were bloodshot and watery. I then asked Kurt to come up to my vehicle with me and he complied.

I had Kurt spit out his chew when he got into my vehicle. I continued to smell the odor of an alcoholic beverage coming from Kurt while I talked to him. I asked him how much he had to drink and he said he had one beer before he left Fargo. I asked Kurt to take some field sobriety tests for me and he agreed to the tests. I found the following:

HGN: No contacts worn. 6 of 6 clues. No VGN.
Fail is 4 or more clues.

Backwards Count: Asked to count backwards from 81 to 66.
Briefly stumbled at 70 otherwise test completed properly.

ABC's: A through Z without singing. Brief stumble at L,M,N,O
Test completed properly.

Finger Dexterity: Asked to complete 3 times. Did test 4 times.
Completed test properly on every pass.

WAT: Started too soon, 3rd step forward - raises arms/steps off line
2nd step back - steps off line
3 of 8 clues. Fail is 2 or more

OLS: 0-10 seconds put foot down twice and lost balance
10-20 seconds hopped and put foot down
20-30 seconds properly completed Failed with 3 of 4 clues
Kurt told me that he did have knee problems before this test, but he would give it a try.

SD-5: Implied consent advisory given at 0041. Nothing in mouth 3 minutes prior to test.
Reading obtained was .087.

I placed Kurt under arrest at 0047. He was handcuffed in front and remained in the front seat of my patrol car. I asked Kurt if he wanted anything out of the vehicle and he said he wanted his suitcase in the back seat. I brought his suitcase back to my vehicle and locked and secured his vehicle. Kurt wanted his vehicle towed back to his hotel at the Hilton Garden Inn. I made arrangements with Interstate Towing out of Grand Forks to tow it there later that night. I was 10-76 to Grand Forks County Corrections at 0055. On the way to corrections I stopped by an ATM because Kurt said he could get money so he could get out that night. We arrived at corrections at 0120. I read Kurt the implied consent advisory again at 0123 and he agreed to take the Intoxilyzer test. The Intoxilyzer test was completed according to the approved method. A valid breath sample of .083 was obtained at 0131. I gave Kurt a copy of the Intoxilyzer test and I issued him the report and notice. Kurt told me after the test that he was texting somebody when he drove into the ditch. Kurt's phone, bag, suitcase and vehicle rental agreement were given back to him. I then turned Kurt over to the corrections staff for booking. Kurt was cited for Actual Physical Control of a motor vehicle and was warned for care required. I was 10-8 from the jail at 0147. I returned to MM 126 and waited for the tow truck to get Kurt's vehicle out of the ditch. The tow truck showed up at 0307 and arrangements were made to tow it back to the Hilton Garden Inn. The tow truck left and I was 10-8 from the call at 0336.

The motorist assist, arrest and transport were recorded on my in-car camera.

[REDACTED]



NORTH DAKOTA UNIFORM COMPLAINT AND SUMMONS

NORTH DAKOTA HIGHWAY PATROL

State of North Dakota

County of Grand Forks

)ss In State District

Court

City of _____)

Before Honorable State District JudgeCounty No. 18

City No.



Active

No. 0006517107

The undersigned, sworn, and says:

Date of Violation 03/25/2011		Time (24 Hr.) 00:16		Day of Week Friday		Issuance Date 03/25/2011		Time (24 Hr.) 00:16		Information		Agency Report No.		
State PA	Class C	OLN 21717260		DOB (M/D/Y) 12/09/1968		Age 42	Race 1	Sex M	Ht. 5' 11"	Wt. 240	Hair	Eyes 8	Build Other	
Last Name Angle				First Name Kurt			Middle Steven			<input checked="" type="checkbox"/> Operator <input type="checkbox"/> Passenger		<input type="checkbox"/> Pedestrian <input type="checkbox"/> Other		
Street Address 227 Lake View Dr				City Coraopolis			State PA		ZIP Code 15108		Phone (412) 297-9483			
N/A <input type="checkbox"/>	Lic. Plate No. JLD550	St. ND	Yr. Reg. 2011	Color(s) Veh. Red		Yr. 2011	Make DODGE	Model Durango		ICC / PSC / DOT No.		CMV Bus <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	CMV <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Hazmat <input type="checkbox"/> Y <input checked="" type="checkbox"/> N

Did unlawfully operate a motor vehicle upon a public highway and did then and there commit the following offense

Charge / Offense / NDCC Drove or in actual physical control of a motor vehicle while under the influence of alcohol or drugs and/or with AC of .08 or greater and/or		Speed	Zone	BOND / STATUTORY FEE		US Funds Only
Location of Offense Highway 29 Mile Marker 126.5		Dir. of Travel <input checked="" type="checkbox"/> N <input type="checkbox"/> E <input type="checkbox"/> S <input type="checkbox"/> W		Car / AC / Radar / Laser <input type="checkbox"/> Stationary <input type="checkbox"/> Moving		
Description of Area		Alcohol / Drug Test <input type="checkbox"/> Refuse <input type="checkbox"/> Blood <input type="checkbox"/> Breath		Result %		

All in violation of ND Century Code and against the peace and dignity of the state of North Dakota

<input checked="" type="checkbox"/> Highway Type Area <input checked="" type="checkbox"/> Slippery Surface Visibility <input type="checkbox"/> Other Traffic Type Crash		Seat Belt <input type="checkbox"/> Y <input type="checkbox"/> N	Check if yes		Sentence		CFR Code(s)
Offense contributed materially to crash? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Crash No.	<input type="checkbox"/> DUI <input type="checkbox"/> Counsel Waived <input type="checkbox"/> Rep. by Counsel		Guilty of		<input type="checkbox"/> Ck. if bond forfeited Costs
Issuing Officer T. Nelson		Officer No. 267	<input type="checkbox"/> DDC NDCC / Ord.		BAC		Other
Second Issuing Officer		Officer No.	Conviction Date		<input type="checkbox"/> See Rev.		

The state of North Dakota to the above named defendant:

COURT DATE: You are summoned to appear at the time and place designated below to answer to the charge made against you. If you fail to appear or post bond, a warrant will be issued for your arrest.		Judge Signature	
Day of Week	Date (M/D/Y) Within 14 Days	Time	I consent and promise to appear at the time and place specified in the above summons. The receipt of a copy of which is acknowledged, and I expressly waive earlier hearing. PROMISE TO APPEAR <input checked="" type="checkbox"/> X
Address 124 S 4th St		City Grand Forks	

SFN 5775 (5-2017)

COURT COPY Officer Notes:

COURT ACTION

Plea Date	<input type="checkbox"/> GUILTY <input type="checkbox"/> NOT GUILTY	Trial Date	Found <input type="checkbox"/> GUILTY <input type="checkbox"/> NOT GUILTY
Fined \$	Bond Forfeit \$	Jail Days	Continued To
			Fined \$
			Bond Forfeit \$
			Jail Days

Reduced To:

Other:

LET A WARRANT ISSUE HEREIN	Sworn to and subscribed before me:	Date Issued	Complainant / Officer	Prosecutor
	Judge		Served by	Date

JUDGE

As provided by law, I hereby certify that the information on this summons is a true abstract of the record of this court in this case

Signature of Judge

SFN 5775 (5-2017)